

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PEDRO PEREDA, individually and on
behalf of others similarly situated,

Plaintiff,

- against -

M&M GROCERY, INC., AND HAMDY ATTAL,

Defendants.

10 Civ. 3598 (JGK)

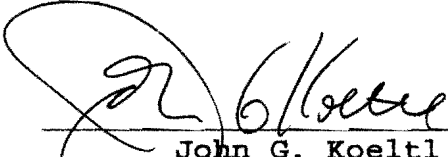
ORDER

JOHN G. KOELTL, District Judge:

For the reasons explained on the record at today's hearing, the Clerk's certificate of default is **vacated**, and the motion for a default judgment brought on by the order to show cause is **denied**. The plaintiff's request for attorney's fees is also **denied**. The parties are directed to report back after the conclusion of settlement discussions with the magistrate judge. The Clerk is directed to close Docket No. 9.

SO ORDERED.

Dated: New York, New York
January 14, 2011



John G. Koeltl
United States District Judge

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